

In the
Legislature



of the State
of Washington

DIGEST SUPPLEMENT

To Legislative Digest and History of Bills
Supplement No. 64*

FIFTY-SEVENTH LEGISLATURE

Wednesday, April 25, 2001

1st Day - 2001 1st Special

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HOUSE

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*To be discarded upon receipt of Edition No. 1 of the Legislative Digest and History of Bills

House Bills

HB 1058-S2 by House Committee on Appropriations (originally sponsored by Representatives Ruderman, Campbell, Cody, Skinner, Linville, Barlean, Lovick, Doumit, Ballasiotes, Lambert, Cox, Gombosky, Schual-Berke, Darneille, Van Luven, Ogden, Conway, Keiser, O'Brien, Edmonds, Anderson, Edwards, McDermott, Haigh, Kenney, Kirby, Kagi, Hunt, Esser, McIntire and Jackley)

Providing assistance to treat breast and cervical cancer.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Revises RCW 74.09.510 to provide assistance to treat breast and cervical cancer.

Provides assistance to women who are: (1) Under sixty-five years of age;

(2) have been screened for breast and cervical cancer under the national breast and cervical cancer early detection program administered by the department of health or tribal entity and have been identified as needing treatment for breast or cervical cancer; and

(3) are not otherwise covered by health insurance.

Declares that medical assistance provided under this act is limited to the period during which the woman requires treatment for breast or cervical cancer, and is subject to any conditions or limitations specified in the omnibus appropriations act.

-- 2001 REGULAR SESSION --

Apr 19 APP - Majority; 2nd substitute bill be substituted, do pass.

Apr 20 Passed to Rules Committee for second reading.

-- 2001 1ST SPECIAL SESSION --

Apr 25 By resolution, reintroduced and retained in present status.

HB 2227-S by House Committee on Appropriations (originally sponsored by Representatives Ahern, Gombosky, Schoesler, Wood, Benson, Haigh, Schindler, Conway, Cox, Reardon, D. Schmidt, Talcott, Campbell and Bush; by request of Department of Veterans Affairs)

Establishing the eastern Washington veterans' home.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that the department of veterans affairs indicates that it may acquire and staff an existing one-hundred-bed skilled nursing facility in Spokane and reopen it as an eastern Washington veterans' home by using a combination of funding sources. Funding sources include federal per diem payments, contributions from residents' incomes, and federal and state medicaid payments.

Declares that, in authorizing the establishment of an eastern Washington veterans' home, it is the intent that the state general fund shall not provide support in future biennia for the eastern Washington veterans' home except for amounts required to pay the state share of medicaid costs.

Declares that there shall be established and maintained in this state a branch of the state soldiers' home, under the name of the "eastern Washington veterans' home," which branch shall be a home for veterans and their spouses who meet admission requirements contained in RCW 72.36.030.

-- 2001 REGULAR SESSION --

Apr 19 APP - Majority; 1st substitute bill be substituted, do pass.

Apr 20 Passed to Rules Committee for second reading.

-- 2001 1ST SPECIAL SESSION --

Apr 25 By resolution, reintroduced and retained in present status.

HB 2247 by Representatives Crouse, Poulsen and Edwards

Managing energy supply and demand.

(AS OF HOUSE 2ND READING 4/20/01)

Declares that it is the policy of the state of Washington to recognize the pressing need for increased energy facilities, and to ensure through available and reasonable methods, that the location and operation of such facilities will produce minimal adverse effects on the environment, ecology of the land and its wildlife, and the ecology of state waters and their aquatic life.

Declares an intent to seek courses of action that will balance the increasing demands for energy facility location and operation in conjunction with the broad interests of the public. Such action will be based on these premises: (1) To assure Washington state citizens that, where applicable, operational safeguards are at least as stringent as the criteria established by the federal government and are technically sufficient for their welfare and protection.

(2) To preserve and protect the quality of the environment; to enhance the public's opportunity to enjoy the esthetic and recreational benefits of the air, water and land resources; to promote air cleanliness; and to pursue beneficial changes in the environment.

(3) To provide abundant energy at reasonable cost.

(4) To avoid costs of complete site restoration and demolition of improvements and infrastructure at unfinished nuclear energy sites, and to use unfinished nuclear energy facilities for public uses, including economic development, under the regulatory and management control of local governments and port districts.

(5) To avoid costly duplication in the siting process and ensure that decisions are made timely and without unnecessary delay.

-- 2001 REGULAR SESSION --

Apr 17 First reading, referred to Technology, Telecommunications & Energy.
 Apr 20 Committee relieved of further consideration. Placed on second reading.
 Floor amendment(s) adopted.
 Rules suspended. Placed on Third Reading.
 Third reading, passed: yeas, 92; nays, 0; absent, 6.

- IN THE SENATE -

Rules suspended. Placed on Third Reading.
 Third reading, passed: yeas, 41; nays, 1; absent, 7.

- IN THE HOUSE -

Apr 22 Speaker signed.

- IN THE SENATE -

President signed.

- OTHER THAN LEGISLATIVE ACTION -

Delivered to Governor.

HB 2251 by Representatives Lantz, Skinner, Tokuda, Darneille and Lovick

Revising standards for petitions for visitation for persons related to the child or acting in a parental role.

Provides that a person who is not a parent of the child may petition the court for visitation with the child if the petitioner can demonstrate that:

(1) There is a substantial relationship between the petitioner and the child;

(2) The petitioner has been unreasonably denied visitation with the child by a parent, custodian, or other person with primary decision-making authority over the child; and

(3) There has been a significant change in circumstances with either the child, the petitioner, or the parent, custodian, or other person having primary decision-making authority over the child that threatens the substantial relationship between the child and the petitioner. The change in circumstances could include, but is not limited to, a dissolution, legal separation, informal physical separation, death of a parent, or other significant change in the family structure.

-- 2001 REGULAR SESSION --

Apr 20 First reading, referred to Judiciary.

-- 2001 1ST SPECIAL SESSION --

Apr 25 By resolution, reintroduced and retained in present status.

HB 2252 by Representatives Lantz, Skinner, Tokuda, Darneille and Lovick

Revising provisions relating to third-party visitation.

Provides that a person who is not a parent of the child may petition the court for visitation with the child if the petitioner can demonstrate that:

(1) There is a substantial relationship between the petitioner and the child;

(2) The petitioner has been unreasonably denied visitation with the child by a parent, custodian, or other person with primary decision-making authority over the child; and

(3) There has been a significant change in circumstances with either the child, the petitioner, or the parent, custodian, or other person having primary decision-making authority over the child that threatens the substantial relationship between the child and the petitioner. The change in circumstances could include, but is not limited to, a dissolution, legal separation, informal physical separation, death of a parent, or other significant change in the family structure.

-- 2001 REGULAR SESSION --

Apr 20 First reading, referred to Judiciary.

-- 2001 1ST SPECIAL SESSION --

Apr 25 By resolution, reintroduced and retained in present status.

HB 2253 by Representatives Anderson, Fromhold, Dunn, McDermott, Ericksen, Jackley, Ruderman and Linville

Creating a statewide information data base licensing service administered by the Washington state library.

Finds the statewide data base licensing program, developed as a pilot project in 1998, has proven that licensing of on-line information data bases at the state level is the most cost-effective way to provide equitable, quality information resources to all citizens and that joint state and local participation in obtaining cost-effective licenses increases access to this quality information.

Finds that access to these on-line resources should be available to every citizen, every school, and every area in the state of Washington.

Creates a statewide data base licensing service to secure cost-effective access to commercially produced information data base products.

Provides that the statewide data base licensing service shall be funded through a combination of state general fund and local funds. It is intended that state general fund moneys will pay for data base content and local funds will pay for administrative costs of running the program.

-- 2001 REGULAR SESSION --

Apr 20 First reading, referred to Technology, Telecommunications & Energy.

-- 2001 1ST SPECIAL SESSION --

Apr 25 By resolution, reintroduced and retained in present status.

HB 2254 by Representatives Clements, Grant, Linville and G. Chandler

Reimbursing county horticultural pest and disease boards.

Appropriates the sum of four hundred fifty thousand dollars, or as much thereof as may be necessary, for the fiscal year ending June 30, 2001, from the general fund--state to the department of agriculture. This appropriation shall be deposited in the plant pest account in the agricultural local account and is provided solely to reimburse county horticultural pest and disease boards for the cost of pest control activities, including tree removal, conducted under their existing authority in chapters 15.08 and 15.09 RCW.

-- 2001 REGULAR SESSION --

Apr 20 First reading, referred to Appropriations.

-- 2001 1ST SPECIAL SESSION --

Apr 25 By resolution, reintroduced and retained in present status.

HB 2255 by Representatives Campbell, Dickerson, Cairnes, Veloria, Conway, Carrell and Casada

Limiting information contained in abstracts of driving records provided to insurance companies.

Declares that the abstract provided to the insurance company shall contain no information regarding any traffic infraction committed more than three years before the date of the request for the abstract and no information regarding any criminal offense committed more than seven years before such date.

-- 2001 REGULAR SESSION --

Apr 21 First reading, referred to Transportation.

-- 2001 1ST SPECIAL SESSION --

Apr 25 By resolution, reintroduced and retained in present status.

HB 2256 by Representatives Veloria, Edmonds and Cody

Modifying the scope of care provided by physical therapists.

Declares that the purpose of this act is to protect the public health, safety, and welfare, and to provide for state administrative control, supervision, licensure, and regulation of the practice of physical therapy. It is the intent that only individuals who meet and maintain prescribed standards of competence and conduct be allowed to engage in the practice of physical therapy as defined and authorized by this act.

-- 2001 REGULAR SESSION --

Apr 21 First reading, referred to Health Care.

-- 2001 1ST SPECIAL SESSION --

Apr 25 By resolution, reintroduced and retained in present status.

HB 2257 by Representatives Clements and G. Chandler

Regarding withdrawals under drought conditions.

Provides that, upon the issuance of an order under RCW 43.83B.405, the department of ecology is empowered to authorize emergency withdrawal of public surface and ground waters, including dead storage within reservoirs, on a temporary basis and authorize associated physical works which may be either temporary or permanent.

Requires that the proposed withdrawal will not reduce flows or levels below essential minimums necessary (1) to assure the maintenance of fisheries requirements through flows or levels that have been specified prior to the issuance under RCW 43.83B.405 of the order regarding drought conditions, and (2) to protect federal and state interests including, among others, power generation, navigation, and existing water rights.

Declares that the interests and rights to be protected under this provision are those that have been quantified either through the issuance of a permit or certificate under this chapter or chapter 90.44 or 90.46 RCW or the filing of a water right claim under chapter 90.14 RCW.

-- 2001 REGULAR SESSION --

Apr 22 First reading, referred to Agriculture & Ecology.

-- 2001 1ST SPECIAL SESSION --

Apr 25 By resolution, reintroduced and retained in present status.

Senate Bills

SB 6177-S2 by Senate Committee on Ways & Means (originally sponsored by Senators Fraser, Morton, Brown, Winsley, Fairley, T. Sheldon, Finkbeiner, Franklin, Jacobsen, Spanel, Regala, Snyder, Prentice, Patterson, Hargrove, Constantine and Kohl-Welles)

Managing energy supply and demand.

(AS OF SENATE 2ND READING 4/19/01)

Finds that: (1) A sufficient, reliable, and affordable supply of energy is critically important to the health and welfare of the citizens of the state and to the prosperity of the state and region;

(2) The state is experiencing dramatic increases in the costs of electricity and natural gas as a result of many factors out of the state's direct control, and these unprecedented price increases have a disproportionate impact on the low-income citizens of the state;

(3) It remains in the state's best interest to encourage private investment in renewable energy resources and to reduce the reliance on a limited number of the energy resources used in this state;

(4) Energy generation and distribution systems and technologies have changed greatly since the original enactment of the state's energy facility siting laws thirty years ago. Experience during this time has demonstrated that a state council with the primary responsibility for energy facility siting approval is warranted, but that its procedures and authorities can be improved to enhance energy supplies;

(5) Existing legislative oversight of the state's response to energy shortages is in need of updating since the original creation of the joint legislative committee on energy and utilities after the last energy crisis; and

(6) The current energy situation requires that the state undertake economic and policy decisions to effectuate both short-term and long-term solutions that will assist individual consumers as well as commercial and industrial customers of electricity while protecting the environment.

Declares an intent of this act to: (1) Help mitigate the adverse consequences of recent utility rate increases on Washington's low-income citizens by creating incentives for gas and electric utilities to adopt billing discounts and to make contributions to low-income energy assistance programs;

(2) Provide electricity consumers the opportunity to exercise their market power by choosing to purchase power from alternative energy resources including renewable resources, and to reward businesses and utilities that become "EnergySmart";

(3) Modify the statutory procedures and authorities of the energy facility siting evaluation council to encourage generators to operate their facilities to their fullest capacity;

(4) Modify the name and statutory procedures of the joint legislative committee tasked with providing oversight in times of energy shortages;

(5) Offer limited tax incentives to direct service industrial customers to develop alternative sources of electricity and relieve the burden their demand places on the Bonneville power administration; and

(6) Remove unnecessary barriers to the development of new, cost-based electricity generation resources by public agencies.

-- 2001 REGULAR SESSION --

Apr 18 WM - Majority; 2nd substitute bill be substituted, do pass.
Rules suspended.
Placed on second reading.

Apr 19 2nd substitute bill substituted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 44; nays, 5; absent, 0.

- IN THE HOUSE -

Apr 20 Passed to Rules Committee for second reading.

Apr 22 By resolution, returned to Senate Rules Committee for third reading.

SB 6180

by Senators Honeyford, Deccio, Morton, Hale, Sheahan, Hewitt, Hochstatter and

Parlette

Increasing instream flows in certain water resource inventory areas.

Directs the state conservation commission to provide grants to conservation districts to assist the agricultural community to implement water conservation measures and irrigation efficiencies in the sixteen water resource inventory areas identified by the governor's salmon recovery office where more water has been allocated than is naturally available for at least part of the year and in which one or more fish stocks are listed as threatened or endangered under the federal endangered species act.

Provides that, in consultation with the department of ecology, a conservation district receiving funds must manage each grant to ensure that a portion of the water saved by the water conservation measure or irrigation efficiency will be placed in the trust water rights program under chapters 90.38 and 90.42 RCW, to enhance instream flow, in the following manner: (1) The portion of saved water placed in the trust water rights program must be equal to the percentage of the public investment in the conservation measure or irrigation efficiency; and

(2) The saved water placed in the trust water rights program must remain in the program for one year for every five percent of public investment in the conservation measure or irrigation efficiency.

In awarding the grants, a conservation district must give first priority to family farms as defined in RCW 90.66.040.

Appropriates the sum of eight million dollars, or as much thereof as may be necessary, for the fiscal year ending June 30, 2001, from the emergency reserve fund to the state conservation commission for the purposes of this act. Moneys that are not expended from this appropriation by June 30, 2001, are reappropriated for expenditure in fiscal years 2002 and 2003.

Appropriates the sum of seven million dollars, or as much thereof as may be necessary, for the fiscal year ending June 30, 2001, from the general fund to the department of ecology. The appropriation in this section is provided solely to lease water rights to be placed in the trust water rights program under chapters 90.38 and 90.42 RCW and to purchase water use metering equipment and stream flow monitoring equipment. The department of ecology must allocate eighty percent of the appropriation for the purchase of trust water rights. Any moneys remaining unexpended from the appropriation in this section on June 30, 2001, are reappropriated for expenditures in fiscal years 2002 and 2003.

-- 2001 REGULAR SESSION --

Apr 22 First reading, referred to Environment, Energy & Water.

-- 2001 1ST SPECIAL SESSION --

Apr 25 By resolution, reintroduced and retained in present status.

Senate Concurrent Resolutions

SCR 8416 by Senators Snyder and West

Returning bills to the house of origin.
Returns bills to the house of origin.

-- 2001 REGULAR SESSION --

Apr 22 Read first time, rules suspended, and
placed on second reading calendar.
Rules suspended. Placed on Third
Reading.
Third reading, failed: yeas, 24; nays, 17;
absent, 8.
Notice given to reconsider vote on third
reading.
Vote on third reading will be reconsidered.
Third reading, adopted.

- IN THE HOUSE -

Read first time, rules suspended, and
placed on second reading calendar.
Rules suspended. Placed on Third
Reading.
Third reading, adopted.

- IN THE SENATE -

President signed.

- IN THE HOUSE -

Speaker signed.

- OTHER THAN LEGISLATIVE ACTION -

Filed with Secretary of State.

SCR 8417 by Senators Snyder and West

Adjourning SINE DIE.
Adjourns SINE DIE.

-- 2001 REGULAR SESSION --

Apr 22 Read first time, rules suspended, and
placed on second reading calendar.
Rules suspended. Placed on Third
Reading.
Third reading, adopted.

- IN THE HOUSE -

Read first time, rules suspended, and
placed on second reading calendar.
Rules suspended. Placed on Third
Reading.
Third reading, adopted.

- IN THE SENATE -

President signed.

- IN THE HOUSE -

Speaker signed.

- OTHER THAN LEGISLATIVE ACTION -

Filed with Secretary of State.

LIST OF BILLS IN DIGEST SUPPLEMENTS CONT.

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